

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

UNITED STATES OF AMERICA)

v.)

DARRYL LAMAR STOKES)

CR. NO. 2:06cr231-MHT-DRB
[18 USC 922(g)(1)]

FILED

INDICTMENT

OCT 11 2006

The Grand Jury charges:

COUNT 1

CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.

On or about the 26th day of April, 2005, in Montgomery, Alabama, within the Middle District of Alabama,

DARRYL LAMAR STOKES,

defendant herein, having been convicted on or about the 25th day of February, 2005, in the Circuit Court of Montgomery County, Alabama, of Unlawful Possession of Controlled Substance in case numbered CC 2005 000318 and CC 2005 000319, both felonies for which he was sentenced to serve three years in the Department of Corrections, thereafter knowingly possessed a Llama, Model I-Max .45 caliber pistol, in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION

A. Count 1 of this indictment is hereby repeated and incorporated herein by reference.

B. Upon conviction for the violation alleged in Count 1 of this indictment, the defendant,

DARRYL LAMAR STOKES,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924 and Title 28, United States Code, Section 2461(c), all firearms and ammunition involved in the commission of this offense, including but not limited to the following:

**One Llama, Model I-Max .45 caliber pistol, serial number
07-04-00878-98.**


C. If any of the property described in this forfeiture allegation, as a result of any act or omission of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred, sold to, or deposited with a third person;
- (3) has been placed beyond the jurisdiction of the court;
- (4) has been substantially diminished in value; or,
- (5) has been commingled with other property which cannot be divided without

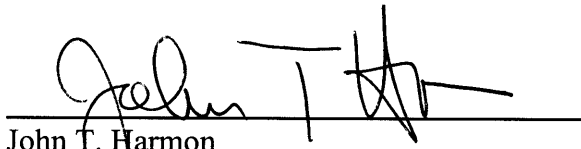
difficulty, the United States, pursuant to Title 21, United States Code, Section 853, as incorporated by Title 28, United States Code, Section 2461(c), intends to seek an Order of this Court forfeiting any other property of said defendant up to the value of the property described in the above paragraphs.

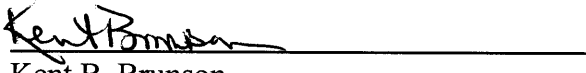
All in violation of Title 18, United States Code, Section 922.

A TRUE BILL:


Foreperson


LEURA G. CANARY
UNITED STATES ATTORNEY


John T. Harmon
Assistant United States Attorney


Kent B. Brunson
Assistant United States Attorney